

[Counsel Listed on Signature Page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

Case No. 3:23-md-03084-CRB

**PRIVILEGE MASTER ORDER 1:
PLAINTIFFS' STATUS REPORT**

This Document Relates to:

ALL ACTIONS

Judge: Hon. Lisa J. Cisneros
Courtroom: G – 15th Floor

Special Master: Hon. Barbara S. Jones

In accordance with Privilege Master Order 1, Plaintiffs submit the following status report:

1. Custodians for whom Defendants' re-review of challenged privileged designations has been completed and for which privilege logs have been provided.

Deponent	Original Log Entries	Log and De-Designated Documents Provided		Disputed Entries Remaining
		<i>Withdrawn</i>	<i>Redactions Provided</i>	
Fogg, Chad	190	35	35	57
Freivogel, Cory	3170	941	414	515
Hourdajian, Nairi	1584	284	224	258
Parker, Kate	3529	1024	644	547
Richter, David	176	9	8	9

Plaintiffs are in the process of reviewing Uber's redactions and their remaining challenges and will provide Uber with an updated list of challenges by February 21, 2025.

2. The schedule for the completion of Defendants' re-review of privilege designations for the remaining custodians and provision of revised privilege logs.

Deponent	Confirmed Deposition Date	Re-reviewed Log and De-Designated Documents Due	Privilege Log Entries Still in Dispute
Joyce, Meghan	February 26, 2025	February 14, 2025	203
Luu, Jenny	February 27, 2025	February 18, 2025	735
Whaling, Kayla	February 28, 2025	February 18, 2025	521

Uber has additionally committed that it will provide a complete, re-reviewed log for all custodians, regardless of deposition date as well as any documents that may have removed from the log in whole or in part by March 10, 2025.

3. Plaintiffs' outstanding challenges to the revised privilege designations.

The following numbers were determined accurate to the best of Plaintiffs' ability as of February 14, 2025. Custodians in each Tranche are detailed in PTO 20. Dkt. No. 1808.

Tranche	Original Privilege Entries	PTF's originally challenged	Uber withdrew privilege	PTF challenged and Uber withdrew privilege	PTF did NOT challenge, Uber withdrew privilege	PTFs withdrew challenge (pre-re-review)	<i>Original PTF challenges still in dispute</i>
Pre-Tranche 1	196	0	0	0	0	0	0
Tranche 1	25,539	16,573	5,538	5,101	437	2,712	8,768 ¹
Tranche 2	14,293	5,611	1,631	1,434	197	756	3,421
Tranche 3	17,579	8,164	2,109	1,933	176	582	5,649
Tranche 4	9,968	1,903	123	122	1	6	1,775
1.31 Post Tranche 4 Entries	130	20	N/A	N/A	N/A	N/A	20
Post Tranche 4 Entries produced 2/13	3,566	Plaintiffs have not reviewed newly produced entries	N/A	N/A	N/A	N/A	N/A
<i>Tranche 1-4 Totals</i>	67,379	32,251	9,401	8,590	811	4,056	19,613
Total to date	71,271	32,271	9,401	8,590	811	4,056	19,633

4. Anticipated date of completion of Defendants' review of custodial documents created through December 1, 2024.

Per Dkt. No. 2028, "Uber shall produce post-November 27, 2023 documents for those priority custodians no later than February 21, 2025, except that it may produce Slack and Google

¹ A few entries overlap where Uber removed privilege claim and Plaintiffs withdrew their challenge.

Drive data for those custodians no later than March 4, 2025. Uber shall produce all other custodians' post-November 27, 2023 documents no later than March 14, 2025." Per PTO 14, Dkt. No. 396, Uber must produce a privilege log or logs concerning any information that has been redacted or withheld in whole or in part from that production within thirty (30) calendar days of each production of documents or ESI. Per PTO 16: Stipulated Deposition Protocol, Dkt. No. 866, a producing party must provide a corresponding privilege log no later than ten (10) days following the production of any custodial file in advance of a deposition. *Id.* Uber has not provided Plaintiffs with any additional detail with respect to when they may expect privilege logs for any post-2023 documents that may be produced.

5. Scheduled depositions as of February 13, 2025

Scheduled Depositions as of February 13, 2025	
Deponent	Deposition Date
Parker, Kate	02/14/25
Richter, David	02/24/25
Joyce, Meghan	02/26/25
Luu, Jenny	02/27/25
Whaling, Kayla	02/28/25
Twomey, Pat	03/07/25
Breeden, Tracey	03/13/25
Gibbons, Catherine	03/19/25
Burke, Jordan	03/20/25
Lake, Carley	03/20/25
Fuldner, Gus	03/26/25
Sullivan, Michael	03/26/25
Cinelli, Dennis	03/28/25
Anderson, Brooke	04/03/25

Ding, Abbie	04/03/25
Hawk, Cassie	04/08/25
Holt, Rachel	04/09/25
Hasbun, Andrew	04/10/25
McDonald, Katy	04/15/25
Shuping, Valerie	04/17/25
Graves, Ryan	04/24/25
Henley, Mat	05/06/25
Chang, Frank	05/08/25
Bushra, Faiz	05/13/25
Maredia, Sarfraz	05/13/25
Whetstone, Rachel	05/14/25
Kansal, Sachin	05/15/25
Akamine, Mike	05/19/25
Poetzcher, Cameron	06/04/25

6. Anticipated deponents not yet scheduled as of February 13, 2025.

Deponent	Status
Barnes, William	Uber has not provided a date for this deposition but has provided contact information.
Freivogel, Cory	Deposition began on 2/6/2025 and was left open to be completed at a later date due to incomplete production including late production of de-designated documents; parties need to agree on a date.
Hazelbaker, Jill	On 1/27/25, the parties confirmed this deposition would occur on 3/17/25. Uber withdrew this date on 2/12/25 as Ms. Hazelbaker is unavailable. The parties are working together to set a new date for the deposition in April or May. Ms. Hazelbaker is a current Uber employee.

Hourdajian, Nairi	Deposition began on 2/7/2025 and was left open to be completed at later date incomplete production including late production of de-designated documents; parties need to agree on a date.
Kaiser, Roger	On 1/17/25 the parties agreed that Mr. Kaiser would be deposed on 4/2/25. Uber withdrew this date on 1/31 and has provided March 4, 5 and May 5, 6, or 7 as alternatives. Plaintiffs rejected the March dates because Kaiser's production will not be complete until March 4 and the May dates because other depositions are set on May 6 and 8. On February 3, Plaintiffs requested a date in March or early April. Although Mr. Kaiser is a current employee, Uber has not provided March or April dates.
Kalanick, Travis	Plaintiffs request a date in June. Mr. Kalanick is Uber's founder and former CEO.
Khosrowshahi, Dara	Plaintiffs request a date in June. Mr. Khosrowshahi is a current Uber employee.
Marshall, Jeff	Uber has not provided dates for this deposition.
Sheridan, Danielle	On 1/27/25, the parties confirmed this deposition would occur on April 7 and 8, 25. Uber withdrew this date on 2/12/25. Ms. Sheridan is a current Uber employee.
Sullivan, Joe	Uber has not provided a date for this deposition but has provided contact information.
30(b)(6) Witnesses	Plaintiffs anticipate serving notices for Corporate Representative depositions shortly, to begin in March 2025.

CONCLUSION

Plaintiffs will work with Uber to provide the Special Master with the additional items requested in PTO 20 by February 28, 2025 and any additional information that may be helpful throughout resolution of privilege matters.

By: /s/Roopal Luhana
 ROOPAL P. LUHANA (*Pro Hac*
Vice)
CHAFFIN LUHANA LLP
 600 Third Avenue, Fl. 12
 New York, NY 10016
 Telephone: (888) 480-1123
 Email: luhana@chaffinluhana.com

Co-Lead Counsel for Plaintiffs

SARAH R. LONDON (SBN
267083)
**LIEFF CABRASER HEIMANN
& BERNSTEIN**
275 Battery Street, Fl. 29
San Francisco, CA 94111
Telephone: (415) 956-1000
Email: slondon@lchb.com

RACHEL B. ABRAMS (SBN
209316)
**PEIFFER WOLF CARR KANE
CONWAY & WISE, LLP**
555 Montgomery Street, Suite 820
San Francisco, CA 94111
Telephone: (415) 426-5641
Email: rabrams@peifferwolf.com

ATTESTATION

Pursuant to Civil Local Rule 5-1(h)(3), I hereby attest that all signatories listed, and on whose behalf the filing is submitted, concur in the filing's consent and have authorized the filing.

Dated: February 14, 2025

By: /s/Roopal P. Luhana

CERTIFICATE OF SERVICE

I hereby certify that on February 14, 2025, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will automatically send notification of the filing to all counsel of record.

By: /s/Roopal P. Luhana